



JPW

PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/675,592

Filing Date

September 30, 2003

First Named Inventor

Sergey Dzekunov

Art Unit

1651

Examiner Name

Fernandez, Susan Emily

Attorney Docket Number

MAXC:014US

ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☒

Response to Restriction Req.

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/
Incomplete Application

☐

Reply to Missing Parts
under 37 CFR 1.52 or 1.53

☐

Drawing(s) (Figs. ___ - ___ on ___ sheets)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a

☐

Provisional Application

☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD

☐

Remarks

If any fees are required under 37 CFR 1.16 to 1.21 for any reason related to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski, Deposit account No. 50-1212/MAXC:014US/MCB.

Response to Restriction Requirement Dated 9/28/05 (2 pgs.)
PTO Transmittal (1 pg.)

☐

After Allowance Communication to TC

☐

Appeal Communication to Board
of Appeals and Interferences

☐

Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☒

Other Enclosure(s) (please identify
below):

Postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Fulbright & Jaworski L.L.P. (Customer No. 32425)

Signature

Michael C. Barrett

Printed name

Michael C. Barrett

Date

October 27, 2005

Reg. No.

44,523

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Michael C. Barrett

Typed or printed name

Michael C. Barrett

Date

October 27, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Sergey Dzekunov

Serial No.: 10/675,592

Filed: September 30, 2003

For: APPARATUS AND METHOD FOR
STREAMING ELECTROPORATION

Group Art Unit: 1651

Examiner: Fernandez, Susan Emily

Atty. Dkt. No.: MAXC:014US

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:

October 27, 2005
Date

Michael C. Barrett

Michael C. Barrett

RESPONSE TO RESTRICTION REQUIREMENT DATED SEPTEMBER 28, 2005

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

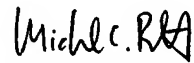
This paper is submitted in response to the Restriction Requirement dated September 28, 2005, for which the date for response is October 28, 2005.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski Deposit Account No. 50-1212/MAXC:014US/MCB.

In response to the restriction requirement which the Examiner imposed, Applicant elects, without traverse, to prosecute the Group I claims (claims 1-16), drawn to a method comprising effecting electroporation.

The Examiner is invited to contact the undersigned attorney at (512) 536-3018 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



Michael C. Barrett
Reg. No. 44,523
Attorney for Applicant

FULBRIGHT & JAWORSKI, L.L.P.
2400 One American Center
600 Congress Avenue
Austin, TX 78701
Telephone: (512) 536-3018
Facsimile: (512) 536-4598

Date: October 27, 2005